Ø 001



RECEIVED CENTRAL FAX CENTER

ATTORNEYS AT LAW

801 GRAND AVENUE • SUITE 3200 • DES MOINES, IA 50309-2721 PHONE: 515-288-3667 • FAX: 515-288-1338 • www.ipmvs.com

NOV 1 4 2003

DATE:

November 14, 2003

TO:

Art Unit 1638

**Examiner Kruse** 

COMPANY: USPTO

PHONE:

FAX:

703-872-9307

FROM:

Lila A. T. Akrad

NUMBER OF PAGES (Including cover):

COMMENTS: Please file the attached SECOND SUPPLEMENTAL AMENDMENT AFTER FINAL:

APPLICANT:

GROTE et al.

SERIAL NO:

09/759,805

FILED

January 12, 2001

TITLE

HYBRID MAIZE PLANT & SEED

Grp./A.U.

1638

Examiner

KRUSE, David H.

Conf. No.

2730

Docket No.

P04846US0 - PHI 1378

THE DOCUMEN'S ACCOMPANYING THIS FACSEMILE TRANSMITTAL COVER SHEET CONTAIN INFORMATION FROM THE THE DOCUMENTS ACCOMPANYING THIS FACSIMILE TRANSMITTAL COVER SHEET CONTAIN INFORMATION FROM THE LAW FIRM OF MCREE, VOORHEES & SEASE WHICH MAY BE CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THE DOCUMENTS ARE INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE ADDRESSEE IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING THESE DOCUMENTS TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TRANSMITTED INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS PACSIMILE IN ERROR, DISTRIBUTED THAT ANY ADDRESSEE OF THE THAT WE CAN A BRANCE FOR THE PETTEN OF THIS PROMISED TO THE THAT WE CAN A BRANCE FOR THE PETTEN OF THE OPTION OF THE OPT THAT WE CAN ARRANGE FOR THE RETURN OF THE ORIGINAL DOCUMENTS TO US. THANK YOU.

# RECEIVED CENTRAL FAX CENTER

NOV 1 4 2003

**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

APPLICANT

GROTE et al.

SERIAL NO

09/759,805

FILED

JANUARY 12, 2001

TITLE

HYBRID MAIZE PLANT & SEED

Grp./A.U.

1638

Examiner

KRUSE, David H.

Conf. No.

2730

Docket No.

P04846US0

## SECOND SUPPLEMENTAL AMENDMENT AFTER FINAL

Mail Stop AF

Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

As a follow-up to Applicants' Amendment After Final filed on September 2, 2003 and Supplemental Amendment After Final filed on September 25, 2003, in response to the communication from the Examiner dated June 2, 2003, a Final Rejection and in response to the Advisory Action of October 17, 2003, it is respectfully requested that this Second Supplemental Amendment After Final be entered and made of record. The following amendments and remarks place the application in form for allowance. No new matter is presented, as such the Amendment is proper under 37 C.F.R. § 1.116. Applicants respectfully request reconsideration.

### **Introductory Comments**

Claims 1-8, 20, 33, and 42-62 are pending in the present application.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop AF, Alexandria, VA 22313-1450.

Date: 11/14/2003

FACSIMILE

El transmitted by facsimile to the Patent and Trademark Office, Art Unit 1638 at Fax No. (703) 872-9307.

Lila A. T. Akrad